

PROOF

STATE OF IOWA

House Journal

TUESDAY, JANUARY 23, 2018

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JOURNAL OF THE HOUSE

Sixteenth Calendar Day - Tenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 23, 2018

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Paul Holmer, Immanuel Lutheran Church, Clinton. He was the guest of Mommsen of Clinton and Wolfe of Clinton.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Josie Srp, guest of Mommsen of Clinton and Wolfe of Clinton.

The Journal of Monday, January 22, 2018, was approved.

INTRODUCTION OF BILLS

[House File 2070](#), by Anderson, a bill for an act providing labeling requirements for household hazardous plants, and making penalties applicable.

Read first time and referred to committee on **Commerce**.

[House File 2071](#), by Holt, a bill for an act relating to community college accreditation.

Read first time and referred to committee on **Education**.

[House File 2072](#), by Grassley, a bill for an act establishing shared operational function supplemental weighting for licensed social workers and including effective date and applicability provisions.

Read first time and referred to committee on **Education**.

[House File 2073](#), by Fry, a bill for an act relating to the authorized expenditure of funds for school programs serving at-risk

students, alternative schools, returning dropouts, and potential dropouts and including applicability provisions.

Read first time and referred to committee on **Education**.

[House File 2074](#), by Salmon, a bill for an act relating to driver's license suspensions and revocations for operating-while-intoxicated offenses.

Read first time and referred to committee on **Judiciary**.

[House File 2075](#), by Anderson, Staed, Steckman, Lensing, Meyer, Kurth, Thede, H. Miller, Hunter, and Mascher, a bill for an act prohibiting the manufacture, possession, shipment, transportation, or receipt of a multi-burst trigger activator, and providing penalties.

Read first time and referred to committee on **Judiciary**.

[House File 2076](#), by Anderson, Staed, Gaskill, R. Smith, Abdul-Samad, Winckler, Meyer, Kurth, H. Miller, Hunter, and Kearns, a bill for an act prohibiting employers and employment agencies from seeking the criminal record or criminal history from applicants under certain circumstances and providing penalties.

Read first time and referred to committee on **Labor**.

[House File 2077](#), by Highfill, a bill for an act relating to purse agreements concerning horse racing regulated by the racing and gaming commission.

Read first time and referred to committee on **State Government**.

[House File 2078](#), by Highfill, a bill for an act modifying provisions relating to horse racing regulated by the racing and gaming commission.

Read first time and referred to committee on **State Government**.

[House File 2079](#), by Landon, a bill for an act relating to annual reports on the replacement and repair of structurally deficient bridges.

Read first time and referred to committee on **Transportation**.

[House File 2080](#), by Highfill, a bill for an act providing for the issuance and display of one motor vehicle registration plate.

Read first time and referred to committee on **Transportation**.

The House stood at ease at 8:36 a.m., until the fall of the gavel.

The House resumed session at 9:49 a.m., Speaker Upmeyer in the chair.

HOUSE RECEDES

Wills of Dickinson called up for consideration [Senate File 512](#), a bill for an act relating to water quality by amending the wastewater treatment financial assistance program, creating a water quality infrastructure fund, establishing a water quality financing program, providing for cost-share programs for infrastructure on agricultural and urban land under the water quality initiative, creating a water service excise tax and a related sales tax exemption, making transfers and appropriations and other changes properly related to water quality, and including effective date provisions, amended by the House and moved that the House recede from its amendment.

Roll call was requested by Wills of Dickinson and M. Smith of Marshall.

On the question “Shall the House recede from its amendment?”
([S.F. 512](#))

The ayes were, 54:

Bacon	Baudler	Baxter	Bergan
Best	Bloomingtondale	Bossman	Carlson
Cownie	Deyoe	Dolecheck	Fisher
Fry	Gassman	Grassley	Gustafson
Hagenow	Hager	Heartsill	Heaton
Hein	Hinson	Holt	Holz
Huseman	Jacobsen	Jones	Kaufmann
Kerr	Klein	Koester	Landon
Lundgren	Maxwell	McKean	Mohr
Mommsen	Moore	Nunn	Paustian
Pettengill	Rizer	Rogers	Salmon
Sexton	Sheets	Sieck	Taylor, R.
Wheeler	Wills	Windschitl	Worthan
Zumbach	Speaker		
	Upmeyer		

The nays were, 46:

Abdul-Samad	Anderson	Baltimore	Bearinger
Bennett	Breckenridge	Brown-Powers	Cohoon
Finkenauer	Forbes	Gaines	Gaskill
Hall	Hanusa	Heddens	Highfill
Hunter	Isenhardt	Jacoby	Kacena
Kearns	Kressig	Kurth	Lensing
Mascher	McConkey	Meyer	Miller, H.
Miller, P.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Taylor, T.
Thede	Vander Linden	Watts	Wessel-Kroeschell
Winckler	Wolfe		

Absent or not voting, none.

The motion prevailed and the House recedes.

Wills of Dickinson moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

Rule 75 was invoked.

On the question “Shall the bill pass?” ([S.F. 512](#))

The ayes were, 59:

Bacon	Baudler	Baxter	Bearinger
Bergan	Best	Bloomington	Bossman
Carlson	Cownie	Deyoe	Dolecheck
Fisher	Fry	Gassman	Grassley
Gustafson	Hagenow	Hager	Heartsill
Heaton	Hein	Hinson	Holt
Holz	Huseman	Jacobsen	Jones
Kaufmann	Kerr	Klein	Koester
Landon	Lundgren	Maxwell	McKean
Miller, H.	Mohr	Mommsen	Moore
Nunn	Ourth	Paustian	Pettengill
Prichard	Rizer	Rogers	Salmon
Sexton	Sheets	Sieck	Taylor, R.
Watts	Wheeler	Wills	Windschitl
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, 41:

Abdul-Samad	Anderson	Baltimore	Bennett
Breckenridge	Brown-Powers	Cohoon	Finkenauer
Forbes	Gaines	Gaskill	Hall
Hanusa	Heddens	Highfill	Hunter
Isenhardt	Jacoby	Kacena	Kearns
Kressig	Kurth	Lensing	Mascher
McConkey	Meyer	Miller, P.	Nielsen
Oldson	Olson	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Taylor, T.
Thede	Vander Linden	Wessel-Kroeschell	Winckler
Wolfe			

Absent or not voting, none.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Hagenow of Polk asked and received unanimous consent that [Senate File 512](#) be immediately messaged to the Senate.

On motion by Hagenow of Polk, the House was recessed at 10:39 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:01 p.m., Speaker Upmeyer in the chair.

INTRODUCTION OF BILLS

[House Joint Resolution 2003](#), by Hinson and Anderson, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the rights of a crime victim.

Read first time and referred to committee on **Judiciary**.

[House File 2081](#), by Steckman, Hunter, Lensing, Winckler, Kurth, Staed, Mascher, Kressig, Jacoby, Isenhardt, Oldson, Bennett, Kacena, Meyer, T. Taylor, Anderson, Gaskill, and Wolfe, a bill for an act establishing an advisory committee to evaluate the use and value of the master matrix when approving a permit to construct a

confinement feeding operation structure, and including effective date provisions.

Read first time and referred to committee on **Agriculture**.

[House File 2082](#), by Steckman, Hunter, Lensing, Winckler, Kurth, Staed, Mascher, Jacoby, Oldson, Meyer, Thede, Kearns, and T. Taylor, a bill for an act relating to animal agriculture, by providing for a public hearing conducted by the board of supervisors in a county where a structure associated with a confinement feeding operation is proposed to be constructed, including expanded, and including effective date provisions.

Read first time and referred to committee on **Agriculture**.

[House File 2083](#), by Steckman, Hunter, Staed, Mascher, Jacoby, Oldson, Bennett, Meyer, Kurth, and Anderson, a bill for an act establishing a moratorium relating to the construction, including expansion, of structures that are part of certain confinement feeding operations where swine are kept, requesting an interim study committee, and including effective date provisions.

Read first time and referred to committee on **Agriculture**.

[House File 2084](#), by Steckman, Staed, Mascher, Jacoby, Isenhardt, Oldson, Kacena, Meyer, Kurth, Hunter, Kearns, Anderson, and Gaskill, a bill for an act requiring a notice of structural failure involving a manure storage structure that is part of a confinement feeding operation, making penalties applicable, and including effective date provisions.

Read first time and referred to committee on **Agriculture**.

[House File 2085](#), by Jones and Gassman, a bill for an act relating to eligibility for school transportation for elementary pupils who are provided child care in a child care home.

Read first time and referred to committee on **Education**.

[House File 2086](#), by Steckman, Hunter, Lensing, Winckler, Kurth, Staed, Mascher, Kressig, Jacoby, Oldson, Bennett, Kacena,

Meyer, Kearns, T. Taylor, and Anderson, a bill for an act authorizing counties to adopt county legislation relating to the siting of confinement feeding operations.

Read first time and referred to committee on **Agriculture**.

[House File 2087](#), by Jones, a bill for an act authorizing a receiving school district to send school vehicles into a district of residence to transport a pupil participating in open enrollment to and from school.

Read first time and referred to committee on **Education**.

[House File 2088](#), by Jones and Gustafson, a bill for an act prohibiting the use of a patient's protected health information by a hospital for fundraising communications.

Read first time and referred to committee on **Human Resources**.

[House File 2089](#), by Vander Linden, a bill for an act prohibiting the mistreatment of service dogs, including acts of interference or cruelty, and providing for penalties.

Read first time and referred to committee on **Judiciary**.

[House File 2090](#), by Heartsill, a bill for an act relating to restitution paid to the estate or heirs at law of a crime victim.

Read first time and referred to committee on **Judiciary**.

[House File 2091](#), by Heartsill, a bill for an act relating to electronic and mechanical eavesdropping.

Read first time and referred to committee on **Public Safety**.

[House File 2092](#), by Forbes, a bill for an act requiring minors to wear helmets while riding motorcycles, motorized bicycles, and all-terrain vehicles, and providing penalties.

Read first time and referred to committee on **Transportation**.

[House File 2093](#), by Steckman, Hunter, Staed, Mascher, Jacoby, Oldson, Bennett, Meyer, Kurth, and Kearns, a bill for an act relating to a tax credit for pollution-control and recycling property connected to property used for the care and feeding of livestock, and including effective date and applicability provisions.

Read first time and referred to committee on **Ways and Means**.

[House File 2094](#), by Worthan, a bill for an act relating to the possession of contraband in or on the grounds of a community-based correctional facility, and providing penalties.

Read first time and referred to committee on **Public Safety**.

[House File 2095](#), by Breckenridge, a bill for an act limiting campaign contributions to certain candidates and making civil and criminal penalties applicable.

Read first time and referred to committee on **State Government**.

[House File 2096](#), by Jacoby, a bill for an act relating to the midwest interstate passenger rail compact, and including effective date provisions.

Read first time and referred to committee on **Transportation**.

[House File 2097](#), by Jacoby and Kearns, a bill for an act relating to the taxation under the state corporate income tax, franchise tax, and insurance companies tax of compensation paid by a publicly held corporation to its chief executive officer, and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

[House File 2098](#), by Jacoby, a bill for an act creating the Iowa job training tax credit program and including applicability provisions.

Read first time and referred to committee on **Ways and Means**.

[HOUSE FILE 2003](#) REREFERRED

The Speaker announced that [House File 2003](#), previously referred to committee on **Commerce** was rereferred to committee on **State Government**.

SPONSOR ADDED

[House File 2033](#) — Holt of Crawford

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

[H.S.B. 566](#) **Natural Resources**

Relating to conservation and recreation policies and programs within the department of natural resources.

[H.S.B. 567](#) **Human Resources**

Relating to the practice of polysomnography.

[H.S.B. 568](#) **Local Government**

Regarding competitive bidding requirements for construction by a private party of property to be leased or lease-purchased by certain government entities and including effective date and applicability provisions.

[H.S.B. 569](#) **Public Safety**

Creating a capital murder offense by establishing the penalty of death for murder in the first degree, and including effective date and applicability provisions.

[H.S.B. 570](#) **Ways and Means**

Relating to parent-taught driver education and providing for a fee.

[H.S.B. 571](#) **Environmental Protection**

Relating to the duties of and programs administered by the department of natural resources, and making penalties applicable.

H.S.B. 572 Commerce

Relating to insurance coverage for health care services delivered by telehealth, and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 2001**

Commerce: Holz, Chair; Fisher and Jacoby.

House File 2006

Education: Jones, Chair; Brown-Powers and Wheeler.

House File 2024

State Government: Zumbach, Chair; Oldson and Watts.

House File 2031

Education: Wheeler, Chair; Mascher and Salmon.

House File 2044

State Government: Highfill, Chair; Koester and Sexton.

House File 2050

Commerce: Fisher, Chair; Bloomingdale and Kacena.

House File 2059

Public Safety: Salmon, Chair; Gaines and Sheets.

House File 2070

Commerce: Cownie, Chair; Grassley and Oldson.

House File 2071

Education: Wheeler, Chair; Breckenridge and Salmon.

House File 2072

Education: Bossman, Chair; P. Miller and Moore.

House File 2073

Education: Bossman, Chair; Fry and Gaines.

[House File 2076](#)

Labor: Wheeler, Chair; Hunter and Watts.

[House File 2077](#)

State Government: Highfill, Chair; Moore and T. Taylor.

[House File 2078](#)

State Government: Highfill, Chair; Moore and T. Taylor.

[Senate File 481](#)

Public Safety: Holt, Chair; Breckenridge and Heartsill.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

[House Study Bill 533](#) Reassigned

Transportation: Maxwell, Chair; Huseman and Olson.

[House Study Bill 547](#)

Human Resources: Holt, Chair; Dolecheck and Mascher.

[House Study Bill 552](#)

Public Safety: Worthan, Chair; Kerr and Kressig.

[House Study Bill 553](#)

Public Safety: Wheeler, Chair; Fisher and Kurth.

[House Study Bill 554](#)

Public Safety: Klein, Chair; Fry and Kurth.

[House Study Bill 555](#)

Public Safety: Heartsill, Chair; Abdul-Samad and Sheets.

[House Study Bill 560](#)

State Government: Moore, Chair; Cohoon and Cownie.

[House Study Bill 565](#)

State Government: Kaufmann, Chair; Hunter and Watts.

[House Study Bill 566](#)

Natural Resources: Sexton, Chair; Maxwell and Ourth.

[House Study Bill 567](#)

Human Resources: R. Taylor, Chair; Bacon and Brown-Powers.

[House Study Bill 568](#)

Local Government: Landon, Chair; Deyoe, Highfill, Meyer and Staed.

[House Study Bill 569](#)

Public Safety: Holt, Chair; Anderson and Heartsill.

[House Study Bill 571](#)

Environmental Protection: McKean, Chair; Gassman and Winckler.

[House Study Bill 572](#)

Commerce: Vander Linden, Chair; Forbes and Mohr.

COMMITTEE RECOMMENDATIONS

MADAM SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

CARMINE BOAL
Chief Clerk of the House

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly [House File 2013](#)), relating to the assessment of fees when a public defender or designee requests copies of certain documents.

Fiscal Note: **No**

Recommendation: **Do Pass** January 23, 2018.

Committee Bill (Formerly [House Study Bill 512](#)), prohibiting the use of automated or remote systems for traffic law enforcement, requiring the removal of existing systems, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 23, 2018.

RESOLUTION FILED

[H.R. 101](#), by Watts, a resolution congratulating the Van Meter High School Bulldogs football team on winning the Iowa High School Athletic Association Class 1A State Championship.

Laid over under **Rule 25**.

On motion by Hagenow of Polk, the House adjourned at 4:05 p.m., until 8:30 a.m., Wednesday, January 24, 2018.